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**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

EDUARDO RUBEN LOPEZ,

Defendant.

Case No. 2:23-cr-00055-CDS-DJA

**ORDER ON DEFENDANT LOPEZ'S  
MOTION FOR LEAVE TO FILE  
CONFIDENTIAL PATIENT RECORDS  
UNDER SEAL**

Upon motion of Defendant Lopez, and compelling reasons having been established,  
IT IS HEREBY ORDERED THAT:

Defendant Lopez's motion for leave to file three Exhibits containing confidential medical and patient information of Mr. Lopez, including: **Exhibit A** (Anesthesia Record of Mr. Lopez (Oct. 29, 2019)); **Exhibit B** (PriMed Report (Oct. 29, 2019)) and **Exhibit C** (Confidential Patient Record), in support of his Objections to the U.S. Magistrate Judge's Report and Recommendation on the Motion to Suppress Statements [ECF NO. 292], is GRANTED.

The Court finds that Defendant has demonstrated compelling reasons to grant the motion and keep the documents under seal. See *Kamakana v. City and County of Honolulu*, 447 F.3d 1172 (9th Cir. 2006); see *Ctr. for Auto Safety v. Chrysler Group, LLC*, 809 F.3d 1092 (9th Cir. 2016). In particular, the Exhibits contain Protected Health Information (PHI) under the Health Insurance Portability and Accountability Act (HIPPA) and accompanying regulations. See, e.g., *Webb v. Smart Document Solutions, LLC*, 499 F.3d 1078, 1082 (9th Cir. 2007) (noting how Congress sought

1 to safeguard an individual's protected health information). Congress has enacted statutory  
2 protections to safeguard PHI.

3 The clerk of the court shall seal **Exhibit A** (Anesthesia Record of Mr. Lopez (Oct. 29,  
4 2019)); **Exhibit B** (PriMed Report (Oct. 29, 2019)) and **Exhibit C** (Confidential Patient Record).

5 **It Is So Ordered.**

6 Dated this 11th day of September, 2024.



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8 HON. DANIEL J. ALBREGTS  
9 UNITED STATES MAGISTRATE JUDGE  
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